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12.08.2024
d.p.

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A 18326 of 2024

**Susanta Routh & Anr.
-versus
The State of West Bengal & Ors.**

**Mr. Anindya Bose,
Mr. Santanu Maji,
Mr. S. Das.
...For the Petitioners.**

**Mr. Ratul Biswas,
Mr. Kaushik Chowdhury.
...For the WBBPE.**

**Mr. Ranjan Saha.
...For DPSC, Jhargram.**

**Ms. Sima Adhikari.
...For the State.**

Affidavit-of-service filed in Court today is taken on record.

The petitioners applied for mutual transfer. Their application is pending consideration at the end of the West Bengal Board of Primary Education.

Without going into the merits of the application, the instant writ petition is disposed of by directing the Secretary, West Bengal Board of Primary Education to consider the said application in accordance with law, at the earliest, but positively within a period of 90 days from the date of communication of this order. A

reasoned order shall be passed and communicated to the petitioners immediately thereafter.

The Board shall seek the necessary information as regards the status of the teachers and the vacancy statement from the concerned District Primary School Council who shall immediately transfer the required data to the Board for compliance of the order passed hereinabove.

The petitioner no.1 has availed the benefit of transfer in the year 2019. As in the instant case application is for mutual transfer, accordingly, the restriction of availing further transfer within the 7 years period may not be a bar in case of the petitioner.

Learned advocate for the petitioners is directed to forward a copy of the application for seeking transfer to the aforesaid respondent at the time of communicating the order of the Court.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Amrita Sinha, J.)